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APPENDIX III.

[Vide Item II on page 582 supra.]

L.A. BILL No. 15 OF 1955.

(As passed by the Assembly.)

A Bill further to amend the Madras City Tenants' Protection Act, 1921.

WHEREAS it is necessary further to amend the Madras City Tenants' Protection Act, 1921 (Madras Act III of 1922), for the purposes hereinafter appearing;

BE it enacted in the Sixth Year of the Republic of India as follows :—

1. *Short title.*—This Act may be called the Madras City Tenants' Protection (Amendment) Act, 1955.

2. *Amendment of long title and preamble, Madras Act III of* 1922.—In the Madras City Tenants' Protection Act, 1921 (Madras Act III of 1922) (hereinafter referred to as the principal Act),—

(1) in the long title, for the words " in the City of Madras ", the words " in municipal towns and adjoining areas in the State of Madras " shall be substituted;

(2) in the preamble—

(i) for the words " in many parts of the City of Madras ", the words " in municipal towns and adjoining areas in the State of Madras " shall be substituted;

(ii) the expression " and whereas the sanction of the Governor-General has been obtained under section 80-A (3) of the Government of India Act; " shall be omitted.

3. *Amendment of section* 1, *Madras Act III of* 1922.—In section 1 of the principal Act, for sub-section (2) and sub-section (3), the following shall be substituted, namely :—

" (2) It extends to the City of Madras and the State Government may, by notification in the *Fort St. George Gazette*, extend this Act to any other municipal town and any specified village within five miles of the City of Madras or such municipal town with effect from such date as may be specified in the notification.

(3) This Act shall apply, in the City of Madras, only to tenancies of land created before the commencement of the Madras City Tenants' Protection (Amendment) Act, 1955, and in any municipal town or village to which this Act is extended by notification under sub-section (2), only to tenancies created before the date with effect from which this Act is extended to such town or village."

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4. *Amendment of section 7, Madras Act III of* 1922.—In section 7 of the principal Act, for the words " or to the Presidency Small Cause Court ", the words " or, in the City of Madras, either to such Court or to the Presidency Small Cause Court," shall be substituted.

5. *Substitution of new section for section 7-A in Madras Act III of* 1922.—For section 7-A of the principal Act, the following section shall be substituted, namely :—

" 7-A. *Application by tenant.*—A tenant may apply to the Court having jurisdiction to entertain a suit for ejectment or, in the City of Madras, either to such Court or to the Presidency Small Cause Court, to fix a reasonable rent for the occupation of the land or where on application under section 7, the rent previously payable for the land has been enhanced, for a reduction of the rent fixed; and thereupon the Court shall, by its order, fix such rent as it deems reasonable."

6. *Amendment of section* 9, *Madras Act III of* 1922.—In section 9, sub-section (1), of the principal Act, for the words " after the date of this Act coming into force ", the words, brackets and figures " of the date of the Madras City Tenants' Protection (Amendment) Act, 1955, coming into force or of the date with effect from which this Act is extended to the municipal town or village in which the land is situate " shall be substituted.

7. *Amendment of section* 10, *Madras Act III of* 1922.—In sub-section (1) of section 10 of the principal Act, for the words " but have not been executed before the coming into force of this Act ", the words, brackets and figures " but have not been executed, in the City of Madras, before the commencement of the Madras City Tenants' Protection (Amendment) Act, 1955, and in any municipal town or village, before the date with effect from which this Act is extended to such town or village " shall be substituted and in sub-section (3) of the same section, for the words " at the commencement of this Act ", the words, brackets and figures " at the commencement of the Madras City Tenants' Protection (Amendment) Act, 1955 " shall be substituted.

8. *Amendment of section* 11, *Madras Act III of* 1922.—In section 11 of the principal Act, for the second paragraph, the following paragraph shall be substituted, namely :—

" A copy of such notice shall at the same time be sent, in the case of property situated in the City of Madras, to the Commissioner of the Corporation of Madras, or, in the case of property situated in any municipal town or village to which this Act is extended, to the executive authority of the municipality or the executive officer of the panchayat, as the case may be or any other authority as may be notified by the Government."

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9. *Amendment of section* 13, *Madras Act III of* 1922.—In section 13 of the principal Act, after the words "the City of Madras," the words "and to any municipal town or village to which this Act is extended" shall be inserted.

10. *Repeal of Madras Ordinance II of* 1955.—(1) The Madras City Tenants' Protection (Amendment) Ordinance, 1955 (Madras Ordinance II of 1955), is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken in the exercise of any power conferred by or under the Madras City Tenants' Protection Act, 1921 (Madras Act III of 1922), as amended by the said Ordinance shall be deemed to have been done or taken in the exercise of the powers conferred by or under the said Act, as if this Act were in force on the day on which such thing was done or action was taken.

APPENDIX IV.

[*Vide* Item IV on page 584 *supra*.]

FIRST REPORT OF THE COMMITTEE ON GOVERNMENT ASSURANCES.

I

INTRODUCTION.

I, the Chairman of the Committee on Government Assurances, present this the First Report of the Committee.

2. The Committee was nominated by the Hon. the Chairman on the 15th February 1955 under the provisions contained in Rule 172 of the Madras Council Rules, with five members on it.

II

FUNCTIONS OF THE COMMITTEE.

3. The functions of the Committee are to scrutinize the assurances, promises and undertakings given by Ministers, from time to time, on the floor of the House and to report on—

(*a*) the extent to which such assurances have been implemented; and

(*b*) where implemented, whether such implementation has taken place within the minimum time necessary for the purpose.

III

SITTINGS OF THE COMMITTEE.

4. The Committee met in the Congress Party Room at Fort St. George at 2 p.m. on Wednesday, the 24th August 1955 and scrutinized all assurances made during the Seventh Session of the Madras Legislative Council.